

Memorandum

To : ALL STANDARDS BOARD MEMBERS

Date : September 1, 2011

From : **Occupational Safety and Health Standards Board**
Conrad Tolson, Senior Engineer - Standards

Subject : **Adopt Title 8, Division 1, Chapter 4, Subchapter 4, Section 1512; Subchapter 5, Sections 2320.10 and 2940.10; and Subchapter 7, Section 3400, First Aid for Electrical Workers**

At the August 18, 2011, Public Hearing, the Occupational Safety and Standards Board considered revisions to California Code of Regulations, Title 8, Subchapter 4, Construction Safety Orders, Section 1512; Subchapter 5, Electrical Safety Orders, Section 2320.10 (Low-Voltage Electrical Safety Orders) and Section 2940.10 (High-Voltage Electrical Safety Orders); and Subchapter 7, General Industry Safety Orders, Section 3400, First Aid for Electrical Workers. These standards are substantially the same as federal Electric Power Generation, Transmission, and Distribution standards.

Labor Code Section 142.3(a)(3) exempts the Board from providing a comment period when adopting a standard substantially the same as a federal standard. However, as indicated in the Notice and Informative Digest, the Board still provided a comment period for the purpose of identifying only issues related to the following two areas: 1) identify any issues unique to California related to this proposal which should be addressed in this rulemaking and/or a subsequent rulemaking and, 2) solicit comments on the proposed effective date.

As a result of public comments, there were no changes made to the original proposal.

SUMMARY OF WRITTEN AND ORAL COMMENTS

I. Written Comments

Van A. Howell, CSP, Area Director, U.S. Department of Labor, Occupational Safety and Health Administration by letter dated July 12, 2011.

Comment: The proposed modification adding first aid requirements for electrical workers to the Electrical Safety Orders High and Low Voltage Standards would provide protection commensurate with the requirements for first aid for electrical work in the Federal General Industry Subpart S and Construction Standards Subpart K.

Response: The Board thanks Mr. Howell for his comment and participation in the rulemaking process.

Tressi L. Cordaro, Attorney for Utility Line Clearance Coalition (ULCC), by e-mail transmission dated August 16, 2011.

Comment: ULCC commends the Cal-OSHA for taking an approach that is consistent with federal OSHA's requirements by proposing the same requirements in California's Low-Voltage Electrical Safety Orders and High-Voltage Electrical Safety Orders.

Response: The Board thanks the ULCC for their comment and participation in the rulemaking process.

II. Oral Comments

There were no oral comments received at the August 18, 2011, Public Hearing held in Sacramento, California.

DETERMINATION OF MANDATE

These standards do not impose a mandate on local agencies or school districts as indicated in the Staff Development Memorandum.